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10-14-03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Donald C. Englin et al.

Serial No.: 09/651,488

Examiner: P. Vital

Filing Date: August 30, 2000

Group Art Unit: 2188

For: METHOD FOR MANAGING FLUSHES WITHIN THE CACHE

Docket No.: 33012/294/101

REQUEST FOR CONTINUED EXAMINATION (RCE)
(37 C.F.R. 1.114)

RECEIVED

SEP 05 2003

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Technology Center 2100

Dear Sir:

1. Applicant hereby requests continued examination, in accordance with 37 C.F.R. § 1.114, for the above identified application.

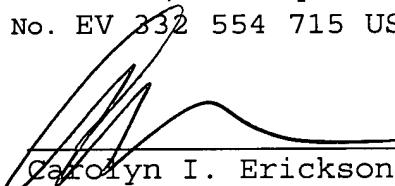
CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

- deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, as "Express Mail Post Office to Addressee" Mailing Label No. EV 232 554 715 US

8-19-03


Carolyn I. Erickson

TIME REQUEST IS BEING MADE

2. This request is being submitted (check appropriate item(s) below):

- i. Prior to abandonment of the application

09/03/2003 HDEMESS1 00000052 09651488

01 FC:1801
02 FC:1201

750.00 OP
84.00 OP

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09/03/2003 HDEMESS1 00000052 09651488

110.00 OP
03 FC:1251

- ii. Payment of the issue fee
 - Prior to payment of issue fee
 - Issue fee has been paid but a petition under § 1.313 has been granted
- iii. Prior to a decision on appeal to the Board of Patent Appeals & Interferences
 - A notice is being separately sent to the Board of Patent Appeals & Interferences that this request for Continued Examination is being filed.
- iv. Appeal to the U.S. Court of Appeals of the Federal Circuit under 35 U.S.C. 145 or
 - Commencement of a civil action under 35 U.S.C. 146
 - Prior to the filing of such appeal or commencement of civil action
 - Such appeal or commencement of civil action has been terminated

ENCLOSURES

3. Enclosed herewith is/are:

- An information disclosure (37 C.F.R. § 1.98)
 - Form PTO-1449 (PTO/SB/08A and 08B)
- A Preliminary Amendment
- New arguments
- New evidence in support of patentability
- Other:

FEE FOR REQUEST (37 C.F.R. § 1.17(e))

4. This application is on behalf of:

- Small entity (and status is still as small entity)
\$375.00
- Other than a small entity
\$750.00

5. The fee for claims (37 C.F.R. § 1.16(b) - (d)) has been calculated as shown below:

CLAIMS AS FILED						
	(1)	(2)	SMALL ENTITY		OTHER	
FOR:	# FILED	# EXTRA	Rate	Fee	Rate	Fee
BASIC FEE				\$375		\$750
TOTAL CLAIMS	20-20 =	0	x9=	\$	x18=	\$ 0
INDEPENDENT CLAIMS	4 -3 =	0	x42=	\$	x84=	\$ 84
() MULTIPLE DEPENDENT CLAIM PRESENTED			+140=	\$	+280=	\$ 0
TOTAL			\$		\$834.00	

(complete (c) or (d), as applicable)

(c) No additional fee is required.

OR

(d) Total additional fee required is \$ 84.00.

EXTENSION OF TIME

6. The proceedings herein are for a patent application, and the provisions of 37 C.F.R. § 1.136(a) apply.

(a) Applicant petitions for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a)(1)-(4), for the total number of months checked below:

Extension for <u>months</u>	Fee for other than <u>small entity</u>	Fee for small entity
<input checked="" type="checkbox"/> one month	\$110.00	\$55.00
<input type="checkbox"/> two months	\$410.00	\$205.00
<input type="checkbox"/> three months	\$930.00	\$465.00
<input type="checkbox"/> four months	\$1,450.00	\$725.00

Fee: \$ 110.00

If an additional extension of time is required, please consider this petition therefor.

(check and complete the next item, if applicable)

An extension for _____ months has already been secured, and the fee paid therefor of \$_____ is deducted from

the total fee due for the total months of extension now requested.

Extension fee due with this request \$ 110.00

OR

- (b) Applicant(s) believe(s) that no extension of time is required. However, this is a conditional petition and authorization to pay the necessary fees to provide for the possibility that Applicant(s) has/have inadvertently overlooked the need for a petition and fee for extension of time.

TOTAL FEE(S) DUE

7. The total fee(s) due is/are:

Continued Prosecution Fee (§ 1.17(e))	\$ <u>750.00</u>
Fee(s) for additional claims (if any) (§ 1.16(b)-(d))	\$ <u>84.00</u>
Extension of time fee (if any) (§ 1.17(a)(1)-(4))	\$ <u>110.00</u>
Total Fee(s) Due	\$ <u>944.00</u>

PAYMENT OF FEE(S) DUE

8. Please pay the fee(s) for this continued examination application as follows:

- Check is attached for the sum of \$ 944.00
- Charge Account 14-0620 the sum of \$ _____
- Please charge any deficiencies or credit any over payment to Deposit Account 14-0620.

INVENTORSHIP

9. This application as amended names'as inventors:

- the same inventors as previously designated for the claims.
- fewer than the inventors previously designated and a statement accompanies this request for the deletion of the name or names of the person or persons who are not

- inventors of the invention now being claimed.
- a person not named previously as an inventor and a petition under 37 C.F.R. § 1.48 is/has separately:
 - being filed
 - been filed

DEFERRAL OF EXAMINATION

10. A request for deferral of examination accompanies this request for continued examination.

Respectfully submitted,

Donald C. Englin et al.

By their attorney

Date August 29 2003


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